

1  
2  
3  
4  
5  
6 **IN THE UNITED STATES DISTRICT COURT**  
7 **FOR THE DISTRICT OF ARIZONA**  
8

9 Matthew Phillip Solan,

10 Plaintiff,

11 v.

12 State of Arizona, et al.,

13 Defendants.  
14

No. CV-24-02061-PHX-JJT (DMF)

**ORDER**

15 Defendants State of Arizona, Sheldon, Bowen, Carter, and Coleman have filed a  
16 Motion to Dismiss (Doc. 15) pursuant to Rule 12(b) of the Federal Rules of Civil Procedure  
17 for failure to state a claim on which relief can be granted.

18 **NOTICE – WARNING TO PLAINTIFF**

19 ***THIS NOTICE IS REQUIRED TO BE GIVEN TO YOU BY THE COURT*<sup>1</sup>**

20 Defendants’ Motion to Dismiss seeks to have your claim(s) against such Defendants  
21 dismissed. The Court’s ruling on a motion to dismiss may end your case as to any claims  
22 dismissed.

23 *Pro se* pleadings are held “to less stringent standards than formal pleadings drafted  
24 by lawyers.” *Haines v. Kerner*, 404 U.S. 519, 520-21 (1972). Nevertheless, as lawyers  
25 must, *pro se* litigants must also become familiar, and comply, with the Federal Rules of  
26 Civil Procedure and the Rules of Practice and Procedure of the U.S. District Court for the  
27 District of Arizona (“LRCiv”). *See Carter v. Commissioner of Internal Revenue*, 784 F.2d

28 <sup>1</sup> *Wyatt v. Terhune*, 315 F.3d 1108, 1120 n.14 (9th Cir. 2003) *overturned on unrelated grounds by Albino v. Baca*, 747 F.3d 1162 (9th Cir. 2014).

1 1006, 1008 (9th Cir. 1986); *King v. Atiyeh*, 814 F.2d 565, 567 (9th Cir. 1987) (“*Pro se*  
2 litigants must follow the same rules of procedure that govern other litigants.”). You must  
3 comply with the provisions of LRCiv 7.2, including:

4 (e) **Length of Motions and Memoranda.** Unless otherwise permitted by  
5 the Court, a motion including its supporting memorandum, and the response  
6 including its supporting memorandum, each shall not exceed seventeen (17)  
7 pages, exclusive of attachments and any required statement of facts. Unless  
8 otherwise permitted by the Court, a reply including its supporting  
9 memorandum shall not exceed eleven (11) pages, exclusive of attachments.

10 . . . .

11 (i) **Briefs or Memoranda of Law; Effect of Non-Compliance.** If a motion  
12 does not conform in all substantial respects with the requirements of this  
13 Local Rule, or if the unrepresented party or counsel does not serve and file  
14 the required answering memoranda, or if the unrepresented party or counsel  
15 fails to appear at the time and place assigned for oral argument, such non-  
16 compliance may be deemed a consent to the denial or granting of the motion  
17 and the Court may dispose of the motion summarily.

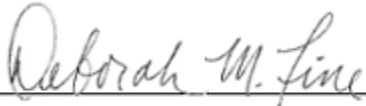
18 LRCiv 7.2. All parties, whether represented by counsel or not, must timely respond to all  
19 motions.

20 **IT IS ORDERED** that Plaintiff must file a response to Defendants’ Motion to  
21 Dismiss, no later than 30 days from the date of this Order.

22 **IT IS FURTHER ORDERED** that Defendants may file a reply within 15 days  
23 after service of Plaintiff’s response.

24 **IT IS FURTHER ORDERED** that the Motion to Dismiss will be deemed ready  
25 for decision without oral argument on the day following the date set for filing a reply unless  
26 otherwise ordered by the Court.

27 Dated this 13th day of March, 2025.

28   
\_\_\_\_\_  
Honorable Deborah M. Fine  
United States Magistrate Judge